



05-CR-05381-ORD

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FEB 23 2006	
CLERK U.S. DISTRICT COURT	
BY WESTERN DISTRICT OF WASHINGTON AT TACOMA	
DEPUTY	

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2 Judge Leighton
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

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0 UNITED STATES OF AMERICA,
Plaintiff,

No. CR05-5381RBL

1 Vs.

2 ORDER GRANTING
3 Montory Catrell Caldwell,
Defendant.
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5 CONTINUANCE OF
TRIAL DATE

(Prepared)

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8 A Motion to Continue the Trial has been filed by the defendant. The affidavit
9 advises that AUSA David Jennings has no objection to the continuance and that
0 a waiver of speedy trial is forthcoming. The Court has reviewed the pleadings
1 and for the reasons stated, the Motion to Continue the Trial Date is **GRANTED**.
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4 In view of the foregoing, the court finds and rules as follows:

- 1 1. Failure to grant a continuance in this matter would deny the defense the
2 reasonable time necessary for effective preparation taking into account the
3 exercise of due diligence. Title 18 U.S.C. 3161 (h)(8)(B)(iv).
4 2. The ends of justice served by granting the requested continuance outweigh
5 the interest of the public and the defendant in a speedy trial. Title 18 U.S.C.
6 (h)(8)(A). The period of delay resulting from this continuance from

7 March 6, 2006 to May 15, 2006 is
8 excluded for speedy trial computation purposes under 18 U.S.C. 3161
9 (h)(8)(A) and (B) as this is a reasonable period of delay.

10 ACCORDINGLY:

11 The Jury Trial is CONTINUED to May 15, 2006 at 9:00 a.m.

12 The Pretrial Conference is rescheduled for May 9, 2006 at 9:00 a.m.

13 The Motions Cutoff date is extended to March 27, 2006.

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15 It is so ordered this 23 day of February, 2006.

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JUDGE LEIGHTON
UNITED STATES DISTRICT JUDGE

Presented By:



Thomas A. Campbell
Attorney for Defendant